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P/4169-7

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Akio OKAMIYA, et al.

Date: April 7, 2005

Serial No.: 10/656,648

Group Art Unit: 1773

Filed: September 4, 2003

Examiner: R.E. Zacharia

For: OIL REPELLING AGENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

A Notice of Non-Compliant Amendment (37 C.F.R. 1.121) dated March 25, 2005 has been received with regard to the "Amendment In Response To September 29, 2004 Office Action" mailed December 23, 2004 during prosecution of the above-identified application and which was received by the Office on December 27, 2004. The Notice states that the Amendment is non-compliant in that part of the last claim, i.e, claim 40, has rolled over onto a page that contains remarks and arguments. The time period set for response to the Notice is one month, or thirty days, whichever is longer, from the date of the Notice. Hence this response is being timely filed.

In response to the Notice, submitted herewith is a replacement for the subject Amendment which has been reprinted such that the listing of the (amended) claims ends on page 7 while the section headed "Remarks/Arguments" starts a new page on page 8. This is the only change made to the document mailed on December 23, 2004 and applicants, therefore, respectfully request that the enclosed replacement Amendment be entered into the file of the present application and considered by the Examiner. If the Examiner believes that an interview would advance the prosecution of this application, he is respectfully invited to telephone applicants' representative at the number provided below.

No fee is believed to be due with this Response. Should any fee be due, however, the Office is hereby authorized to charge the required amount to Deposit Account No. 15-0700

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 7, 2005:

Mark A. Farley

Name of applicant, assignee or
Registered Representative

Mark A. Farley

Signature

April 7, 2005

Date of Signature

Respectfully submitted,

Mark A. Farley

Mark A. Farley

Registration No.: 33,170

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**AMENDMENT IN RESPONSE
TO SEPTEMBER 29, 2004 OFFICE ACTION**

Sir:

This is a response to the Office Action mailed September 29, 2004 in the above-identified application. Reconsideration of the application is respectfully requested.

FEE CALCULATION

Any additional fee required has been calculated as follows:

_____ If checked, "Small Entity" status is claimed.

NO. CLAIMS			HIGHEST NO.						ADDIT.
AFTER			PREVIOUSLY						
AMENDMENT			PAID FOR		EXTRA PRESENT		RATE		FEE
TOTAL	40	MINUS	40	* =	0	X	(\$9 SE or \$18)		\$0
INDEP.	7	MINUS	7	** =	0	X	(\$44 SE or \$88)		\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM						X	(\$150 SE or \$300)		\$0

* not less than 20 ** not less than 3

TOTAL \$ 0.00

A fee of \$180.00 is believed to be due for the submission of additional references in accordance with 37 C.F.R. § 1.56. A check which includes this fee (OFGS Check No. _____) is attached.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 15-0700.

CONTINGENT EXTENSION REQUEST

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

SUMMARY OF AMENDMENTS

1. ____ If checked, an abstract (an amended abstract) is submitted herewith.
2. ____ If checked, amendment(s) to the drawings are submitted herewith.
3. ____ If checked, amendment(s) to the specification are submitted herewith.
4. ✓ If checked, amendment(s) to the claims are submitted herewith.